## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AN	MERICA,	
PI	aintiff,	8:16MJ427
vs. FELICIANO FUENTES- <i>i</i> De	AVECIAS, efendant.	DETENTION ORDER PENDING TRIAL
	t waived a detention hea	ring pursuant to 18 U.S.C. § 3142(f) of the Bail ned defendant detained pursuant to 18 U.S.C.
The Court orders the X By a prep conditions X By clear a	s will reasonably assure to and convincing evidence t	pecause it finds: the that no condition or combination of the appearance of the defendant as required. that no condition or combination of conditions of any other person or the community.
which was contained	d in the Pretrial Services re and circumstances of t The crime: Reentry of a of a Felony is a serious years imprisonment. The offense is a crime of The offense involves a	Removed Alien After having been Convicted crime and carries a maximum penalty of 10 of violence.
(2) The x	history and characteristics General Factors: The defendant affect whether The defendant	gainst the defendant is high. Is of the defendant including:  appears to have a mental condition which may the defendant will appear.  has no family ties in the area.  has no steady employment.  has no substantial financial resources.  is not a long time resident of the community.  does not have any significant community ties.  If the defendant:  has a history relating to drug abuse.  has a history relating to alcohol abuse.

	_	X The defendant has a significant prior criminal record.
		The defendant has a prior record of failure to appear at court
	_	proceedings.
	(b) A	t the time of the current arrest, the defendant was on:
	. ,	Probation
	_	Parole
	_	Supervised Release
	_	Release pending trial, sentence, appeal or completion of
	_	sentence.
	(c) O	Other Factors:
	` ´ .	X The defendant is an illegal alien and is subject to deportation.
	_	The defendant is a legal alien and will be subject to
		deportation if convicted.
		X The Bureau of Immigration and Customs Enforcement (BICE)
		has placed a detainer with the U.S. Marshal.
		Other:
X	(4) The nat	ure and seriousness of the danger posed by the defendant's release
	are as follows:	Prior removals in 2007, 2015; Felony drug conviction in 2007.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 23<sup>rd</sup> day of December, 2016.

BY THE COURT:

s/ F.A. Gossett, III United States Magistrate Judge